

have examined this application and find that it is: ☐ not an "action".

# APPLICATION FOR PERMIT

TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

☒ SURFACE WATER ☒ GROUND WATER

\$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION

SIGNATURE

(GRAY BOXES FOR OFFICE USE ONLY)

RECEIVED

JUN 15 1993

DEPT. OF ECOLOGY

WASHINGTON STATE  
DEPARTMENT OF  
ECOLOGY

APPLICATION NO. 61-27189 W.R.I.A. 1 COUNTY Whatcom PRIORITY DATE 6/15/93 TIME 10:00 ACCEPTED LB

APPLICANT'S NAME - PLEASE PRINT

Jay Paul

Bus. Tel. \_\_\_\_\_

Home Tel. \_\_\_\_\_

Other Tel. \_\_\_\_\_

ADDRESS (STREET)

(CITY)

(STATE)

(ZIP CODE)

2995 Haynie rd Custer Wash 98240

DATE & PLACE OF INCORPORATION IF APPLICANT IS A CORPORATION

JAN 1, 1991

## 1. SOURCE OF SUPPLY

IF SURFACE WATER

IF GROUND WATER

SOURCE (NAME OF STREAM, LAKE, SPRING, ETC.) (IF UNNAMED, SO STATE)

SOURCE (WELL, TUNNEL, INFILTRATION TRENCH, ETC.)

TRIBUTARY

SIZE AND DEPTH

WELL  
36" - 20ft.

## 2. USE

USE TO WHICH WATER IS TO BE APPLIED (DOMESTIC SUPPLY, IRRIGATION, MINING, MANUFACTURING, ETC.)

IRRIGATION / LIVESTOCK

ENTER QUANTITY OF WATER  
REQUESTED USING UNITS OF:

CUBIC FEET PER SECOND (CFS)

OR

GALLONS PER MINUTE (GPM)

ACRE FEET PER YEAR

400 GPM

160 AC./YR.

TIMES DURING YEAR WATER WILL BE REQUIRED

IRRIGATION - SUMMER

LIVESTOCK - DAILY

IF IRRIGATION, NUMBER OF ACRES

80

IF DOMESTIC USE, NUMBER OF  
UNITS BY TYPE, E.G. 1-HOME,  
1-MOBILE HOME, 2-CAMPSITES, ETC.

IF MUNICIPAL USE, ESTIMATED  
POPULATION  
20 YEARS FROM TODAY

DATE PROJECT WAS OR WILL BE STARTED

EXISTING WELL

DATE PROJECT WAS OR WILL BE COMPLETED

COMPLETE

## 3. LOCATION OF POINT OF DIVERSION/WITHDRAWAL

### 3A. IF IN PLATTED PROPERTY

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)	SECTION	TOWN	RANGE

ALSO, PLEASE ENCLOSE A COPY OF THE PLAT AND  
MARK THE POINT(S) OF WITHDRAWAL OR DIVERSION

### 3B. IF NOT IN PLATTED PROPERTY

ON ACCOMPANYING SECTION MAPS, ACCURATELY MARK AND IDENTIFY EACH POINT OF DIVERSION, SHOW  
NORTH-SOUTH AND EAST-WEST DISTANCES FROM NEAREST SECTION CORNER OR PROPERTY CORNER

SEE ATTACHED MAP

ALSO, ENTER BELOW THE DISTANCES FROM THE NEAREST SECTION OR PROPERTY CORNER TO THE DIVERSION OR WITHDRAWAL.

BEGIN.

AT CENTER SEC. 11, T.40N, R.1E. THENCE EAST 1800 FT. THENCE SOUTH 325 FT. TO POINT OF WITHDRAWAL

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION)

SECTION

TOWNSHIP N.

RANGE (E. OR W.) W.M.

COUNTY

SE 1/4

11

40 N

1 E.

WHATCOM

4. DO YOU OWN THE LAND ON WHICH THIS SOURCE IS LOCATED. IF NOT, INSERT NAME & ADDRESS OF OWNER

YES.

## 5. LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

ATTACH A COPY OF THE LEGAL DESCRIPTION OF THE PROPERTY (ON WHICH THE WATER WILL BE USED) TAKEN FROM  
A REAL ESTATE CONTRACT, PROPERTY DEED OR TITLE INSURANCE POLICY. OR, COPY CAREFULLY IN THE SPACE BELOW.

see Attached



WHAT IS YOUR INTEREST IN THE PROPERTY ON WHICH THE WATER IS TO BE USED (PROPERTY OWNER, LESSEE, CONTRACT PURCHASER, ETC.)

381- property owner

ARE THERE ANY EXISTING WATER RIGHTS RELATED TO THE LAND ON WHICH THE WATER IS TO BE USED (INCLUDING WATER PROVIDED BY IRRIGATION DISTRICTS OR DITCH COMPANIES.)

☐ YES

☒ NO

IF YES, FROM WHAT SOURCE (i.e. SURFACE OR GROUND WATER) AND UNDER WHAT AUTHORITY

6. DESCRIPTION OF SYSTEM PROPOSED OR INSTALLED

(FOR EXAMPLE: SIZE OF PUMP, CAPACITY OF PUMP, PUMP MOTOR HORSE POWER, PIPE DIAMETER, NUMBER OF SPRINKLERS, ETC.)

p+o pump 400 gpm 6" Big Irrigator gun

REMARKS

7.

8.

COMPLETE THIS SECTION ONLY IF THIS APPLICATION INCLUDES IRRIGATION AS A USE

IN ORDER TO IMPLEMENT THE PROVISIONS OF INITIATIVE MEASURE NUMBER 59, THE FAMILY FARM WATER ACT WHICH WAS PASSED BY THE VOTERS ON NOVEMBER 3, 1977, WE MUST ASK THE FOLLOWING QUESTIONS:

DOES THE TOTAL NUMBER OF ACRES IN WHICH YOU HAVE CONTROLLING INTEREST IN THE STATE OF WASHINGTON EXCEED 2000 ACRES FOR THE FOLLOWING THREE CATEGORIES:

1. LANDS THAT ARE BEING IRRIGATED UNDER WATER RIGHTS ACQUIRED AFTER DECEMBER 8, 1977.

YES ☐

NO ☒

2. LANDS THAT MAY BE IRRIGATED UNDER APPLICATIONS NOW ON FILE WITH THE DEPARTMENT OF ECOLOGY.

YES ☐

NO ☒

3. LANDS THAT MAY BE IRRIGATED UNDER THIS APPLICATION.

YES ☐

NO ☒

IF 10 ACRE-FEET OR MORE OF WATER IS TO BE STORED AND/OR IF THE WATER DEPTH WILL BE 10 FEET OR MORE AT THE DEEPEST POINT, A STORAGE PERMIT MUST BE FILED IN ADDITION TO THIS PERMIT. THESE FORMS CAN BE SECURED, TOGETHER WITH INSTRUCTIONS, FROM THE DEPARTMENT OF ECOLOGY.

SIGNATURES

Wesley Jay Paul  
APPLICANT'S SIGNATURE

Wesley Jay Paul  
LEGAL LANDOWNERS NAME  
(PLEASE PRINT)

LEGAL LANDOWNER'S SIGNATURE (OWNER OF PROPERTY DESCRIBED IN ITEM NUMBER 5)

2995 Haynie rd custer  
wash 98240  
LEGAL LANDOWNER'S ADDRESS

FOR OFFICE USE ONLY

STATE OF WASHINGTON

DEPARATMENT OF ECOLOGY

SS.

This is to certify that I have examined this application together with the accompanying maps and data, and am returning it for correction or completion as follows:

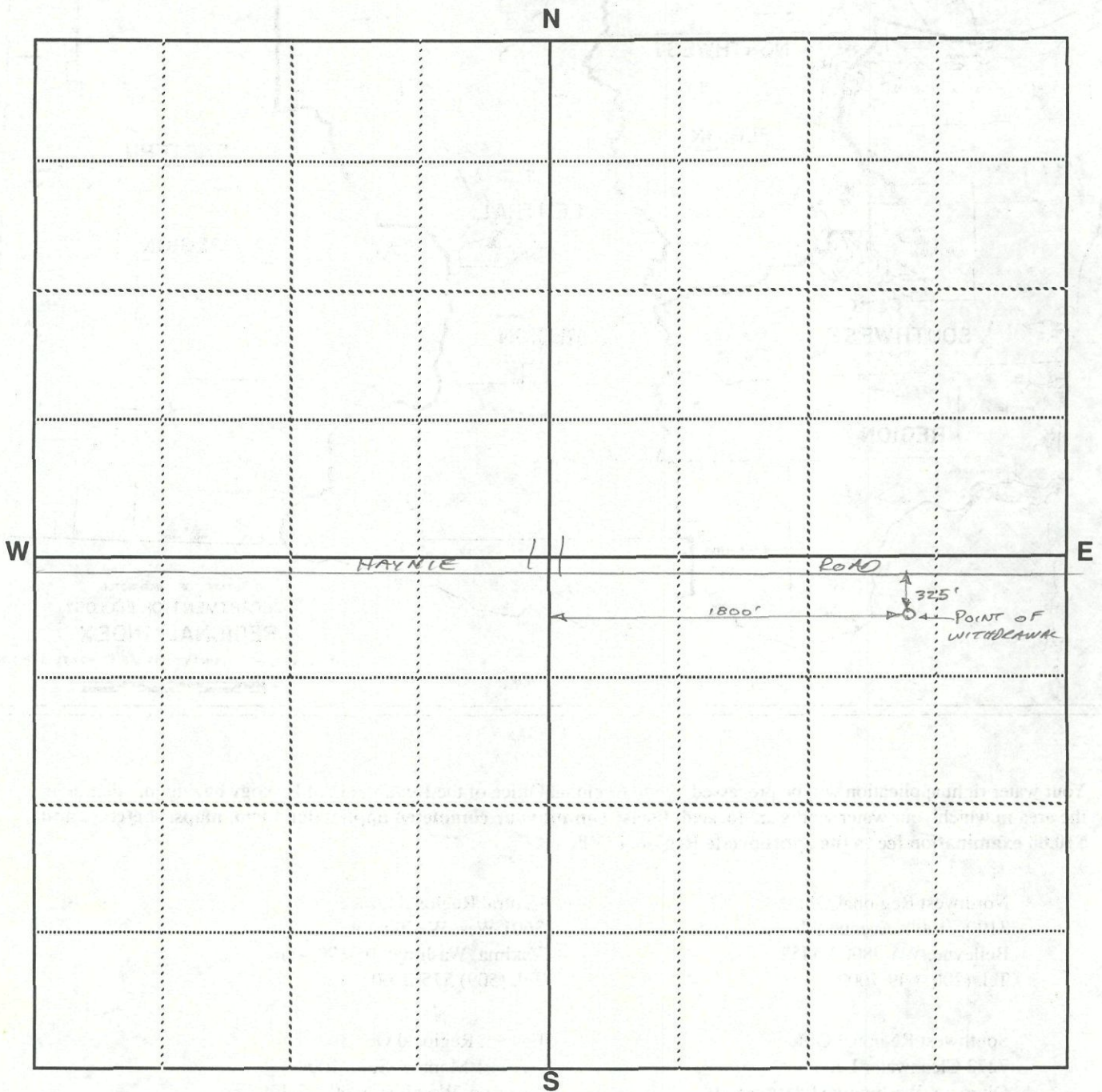
In order to retain its priority date, this application must be returned to the Department of Ecology, with corrections, on or before, 19.

Witness my hand this, day of, 19.



# SECTION MAP

Sec. 11 Twp. 40N N. R. 1E



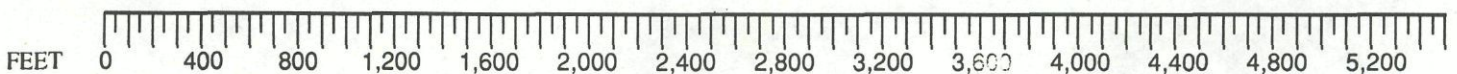
Scale: 1 inch = 800 feet (each small square = 10 acres)

Show by a cross (X) the location of point of diversion (surface water source) or point of withdrawal (ground water source). For ground water applications, show by a circle (O) the locations of other wells or works within a quarter of a mile.  
Indicate traveling directions from nearest town in space below.

BEGINNING AT CENTER OF SEC. 11, TWP. 40N, R. 1E.  
THENCE EAST 1800 FEET, THENCE SOUTH 325 FEET TO  
POINT OF WITHDRAWAL.

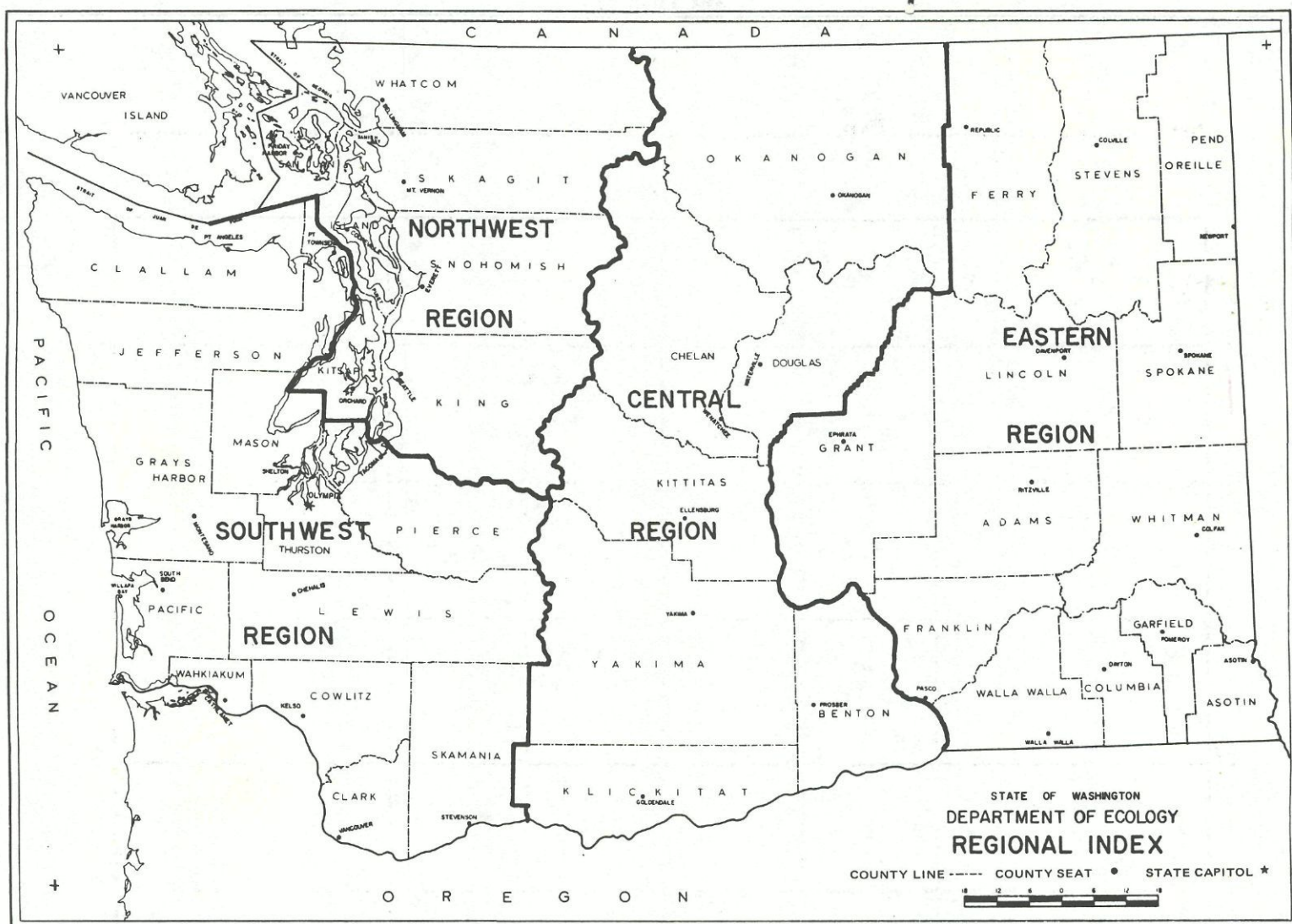
Detach here

Fold along scale



Detach this scale at the performance, fold excess paper under or cut off excess by cutting along the scale line. This scale corresponds to the SECTION MAP above. You can read feet directly from this scale to outline property and locate points of diversion or withdrawal on the SECTION MAP. Enclose this map along with the application and \$10.00 examination fee.





Your water right application will be processed by the Regional Office of the Department of Ecology having jurisdiction in the area in which your water works are located. **Please submit your completed application form, maps, sketches, and \$10.00 examination fee to the appropriate Regional Office.**

Northwest Regional Office  
3190 - 160th Avenue S.E.  
Bellevue, WA 98008-5452  
Tel. (206) 649-7000

Central Regional Office  
3601 West Washington  
Yakima, Washington 98903-1164  
Tel. (509) 575-2800

Southwest Regional Office  
7272 Cleanwater Lane  
Olympia, Washington 98504-6811  
Tel. (206) 586-6380

Eastern Regional Office  
N. 4601 Monroe, Suite 100  
Spokane, Washington 99205-1295  
Tel. (509) 456-2926

The appropriate Regional Office will be happy to answer any further questions you may have.



EXHIBIT A  
LEGAL DESCRIPTION

W-02010958

Neelm  
60 ACRES

PARCEL A

1595388

THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER, AND THE EAST HALF OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 14, TOWNSHIP 40 NORTH, RANGE 1 EAST OF W.M., EXCEPT THE EAST 10 ACRES THEREOF, AND EXCEPT RIGHT OF WAY FOR COUNTY ROAD NO. 713, COMMONLY KNOWN AS MCGEE ROAD, LYING ALONG THE NORTHERLY LINE THEREOF.

(16)

SITUATE IN WHATCOM COUNTY, WASHINGTON.

PARCEL B

THE EAST 10 ACRES OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 40 NORTH, RANGE 1 EAST OF W.M., EXCEPT RIGHT OF WAY FOR COUNTY ROAD NO. 713 COMMONLY KNOWN AS MCGEE ROAD, LYING ALONG THE NORTHERLY LINE THEREOF.

(13)

SITUATE IN WHATCOM COUNTY, WASHINGTON.

SUBJECT TO:

1. Agreement, including its terms, covenants and provisions;

Executed by: J.A. BARGER, First party and JOHN  
MESSINGER and EARL MERCER, Second parties  
Recorded: October 25, 1915  
Recording No.: 187731  
For: Drainage

2. Conditions disclosed by a Survey of said premises;

Recorded: April 25, 1977  
In: Book 1 of Surveys, Page 12  
Recording No.: 1249375  
Records of: Whatcom County, Washington  
Affects: Portion of said premises

3. Conditions disclosed by a Survey of said premises;

Recorded: May 13, 1987  
In: Book 1 of Surveys, Page 12  
Recording No.: 1572333  
Records of: Whatcom County, Washington  
Affects: Said premises and other property

. . . END OF EXHIBIT "A" . . .



## LEGAL DESCRIPTION

PARCEL A

1595388

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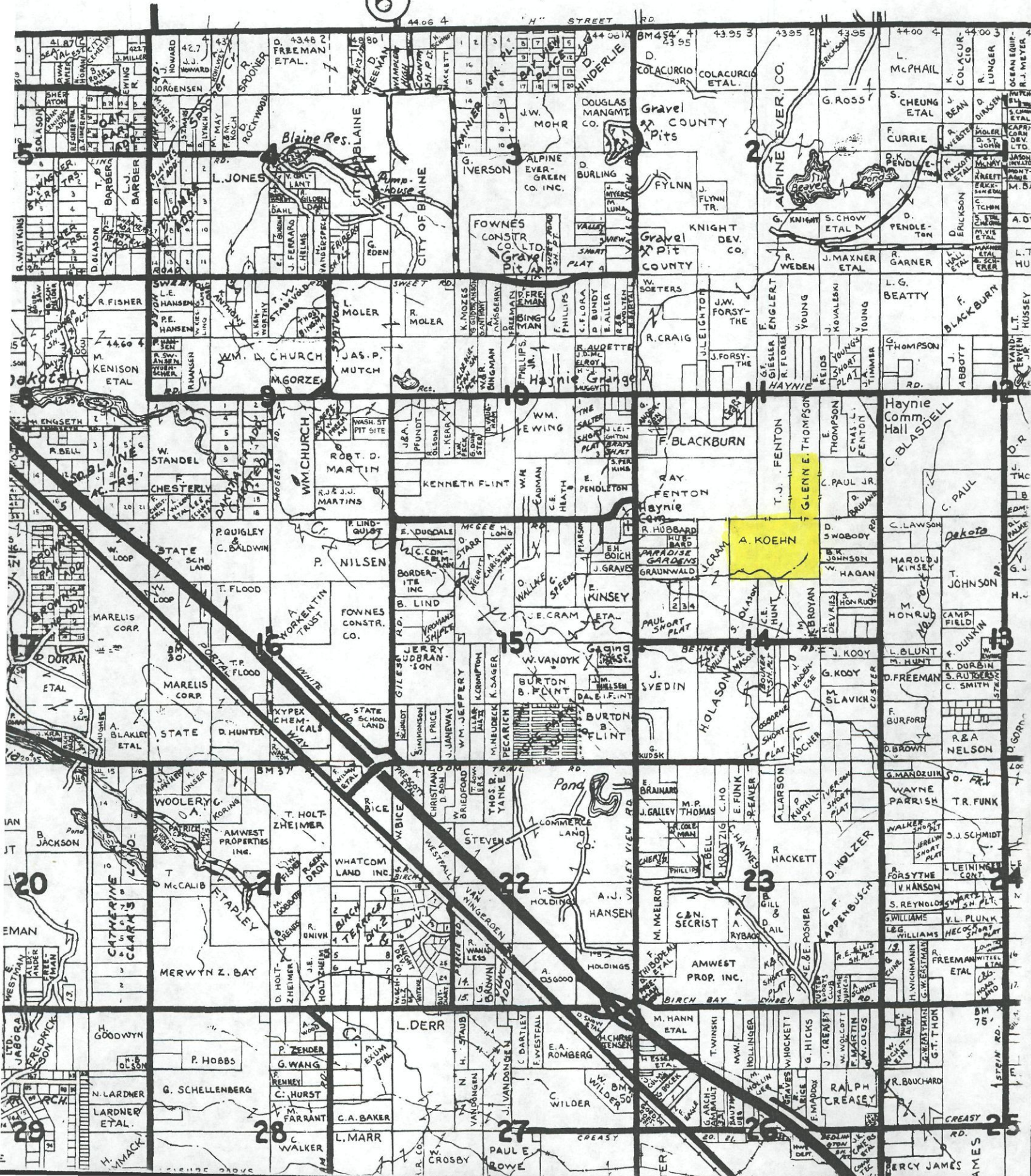
Recorded: May 13, 1987  
In: Book 1 of Surveys, Page 12  
Recording No.: 1572333  
Records of: Whatcom County, Washington  
Affects: Said premises and other property

. . . END OF EXHIBIT "A" . . .



DATED MAY 1983

⑥





LEGAL DESCRIPTION

A TRACT OF LAND WITHIN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 1 EAST OF W.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH RIGHT OF WAY MARGIN OF COUNTY ROAD NO. 70 (COMMONLY KNOWN AS HAYNIE ROAD), AND THE NORTHWEST CORNER OF "FENTON SHORT PLAT", WHATCOM COUNTY, WASHINGTON, AS PER THE MAP THEREOF, RECORDED IN BOOK 16 OF SHORT PLATS, PAGE 23 IN THE AUDITOR'S OFFICE OF SAID COUNTY AND STATE; THENCE SOUTH  $00^{\circ}10'07''$  WEST ALONG THE WESTERLY BOUNDARY OF SAID SHORT PLAT, 401.64 FEET; THENCE SOUTH  $84^{\circ}01'15''$  EAST ALONG SAID SHORT PLAT BOUNDARY, 105.43 FEET TO INTERSECT THE WEST LINE OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 11; THENCE SOUTH  $01^{\circ}57'09''$  WEST ALONG SAID LINE, 178.76 FEET; THENCE NORTH  $87^{\circ}52'36''$  WEST PARALLEL WITH THE EAST WEST CENTERLINE OF SAID SECTION 11, 447.67 FEET; THENCE NORTH  $01^{\circ}57'09''$  EAST PARALLEL TO THE WEST LINE OF SAID EAST HALF, 587.26 FEET TO INTERSECT THE SOUTH RIGHT OF WAY MARGIN OF THE HAYNIE ROAD; THENCE SOUTH  $87^{\circ}52'36''$  EAST ALONG SAID RIGHT OF WAY MARGIN, 330.00 FEET TO THE POINT OF BEGINNING.

SITUATE IN WHATCOM COUNTY, WASHINGTON  
CONTAINING 5.0 ACRES.